

MINUTES OF TOWN OF TOWN OF PACIFIC BOARD MEETING

June 17, 2003 6:00pm Pacific Town Hall

Posted at the Pacific Town Hall, Larry's Speedway Restaurant, and outside the office of the Clerk.

Meeting called to order by Supervisor Devine at 6:00pm

Roll Call: Supervisor #1 James J. Rager, Supervisor#2 William G. Devine. Chairman Timmie J. Carlin was seriously injured in a motorcycle accident June 14, 2003.

Also Present: Treasurer Curtis M. Humphrey, Clerk Ethel A. Smith.

Others Present: Tom Hauge, Lang & Shirley Spicer, Orin & Sally Jones, Paul Chernack, Dale Stavlo, Sue Tupper, Tom Tupper, James Hall, Mary Bortz, M.E Hasse, Dan & Sue Drew, Claire Hinickle, Arlene Neale, John Neale, Sandy Van Demark, Kevin Van Demark, Lori Rosin, Guy Peterson, C.R. Starr, Wilbert Kroncke, Ron & Shirley Banks, Irma Brockley, Peter Croft, Robert Roth, Rita Wilz, Peggy Amend, Max Jenatscheck, Don Jacobson, Jim Grothman, Randy Rhode, June Breneman, Gary Zabler, Virgil Chance, Byron Smith, Sharon Wiebe, Anzo Manoni.

Motion by Rager/^{Devine}Rager for Supervisor Devine to be Acting Chairman in Chairman Carlin's absence. Motion carried.

Motion by Devine/Rager to change the order of the agenda. Motion carried.

Motion by Devine/Rager to have Rob Roth develop a Policy & Procedure list for land development.

Moratorium on Final Plats. No action taken.

Rhode Rezone. Devine spoke of Chairman Carlin's accident. He stated there were major decisions made by Chairman Carlin for the betterment of the Town of Pacific. Among them being Town roads, new Land Division Ordinance and Erosion Control Ordinance. He stated Chairman Carlin was in favor of the Rhode rezone. Attorney Vytas Salna was present because of Chairman Carlin's absence and because he was asked to speak on the Rhode Rezone issue. Attorney Salna spoke giving his interpretation on the statement of the Columbia County Board Chairman concerning veto powers and development in three phases through meetings held on May 6 with Columbia County Planning & Zoning Committee, May 20 Town of Pacific Board Meeting and the May 21 Columbia County Board Meeting. On State Stat. 59.69(5) Attorney Salna's opinion that the Town does not have veto powers (differs from Columbia County's Corporation Council, Joe Ruff) He stated 'If Mr. Rhode so chooses, he may do phase zoning on his own'. The Town Board may reject Attorney Salna's opinion. Chairman Devine stated there would be sign up to speak on this issue with a time limit of 5 minutes each. Paul Chernack was the first to speak at 6:19pm. He was concerned about notification to adjoining land owners when there is proposed development. Also, valuation increase and having a final plat approved before rezoning lands. Don Jacobson spoke on having a land use plan, wastewater treatment, and stated 'Town of Wyocena doesn't have a land use plan in effect with their development going on.' Sue Tupper had concerns about Blank Road and whether Swan Lake could handle additional development, Pardeeville School overcrowding and no impact study.

Peter Croft presented data on traffic accidents, comparing STH 33 and Co Hwy P. Sam Starr asked if there were percolation tests done on the property. Irma Brockley was concerned about density, protection of ground water resources, wildlife, Land Use Plan hurried. Asked for a veto at this time. Dale Stavlo felt there was not adequate response to citizens questions. Al Zook had a question concerning a quorum of the Town Board. Dan Drew had highway concerns and questioned whether the Board was truly representing the citizens. Max Jenatscheck asked that the veto powers be exercised. Mary Bortz asked why the rezone was approved. Chairman Devine responded with 'Chairman Carlin stated Pacific is a bedroom community. It looked like a fit'. Sandy Van Demark asked Supervisor Rager why he voted as he did. Supervisor Rager stated that the Plan Commission had thoroughly reviewed the proposal, have new ordinances in place, will have to have a Land Use Plan in place by 2010, he walked the property personally and the Rhode property will be built on, if not now, then in the future. He will not make the motion to veto. Chairman Devine stated there would be a short recess, then finish the balance of the Town Board meeting agenda.

(Most of the people present did not stay for the balance of the meeting. Those who did were: Aleta Maloney, Jim Hall, Rob Roth, Brad Millard, John Belken, Dan Huebner, Randy Rhode, Jim Grothman, Byron Smith, Curt Walters, Jeff Aerts, June Brenneman, Irma Brockley)

Rural Insurance - Curt Walters. Reviewed the Town's insurance coverage. Motion by Rager/Devine to include the Treasurer's office equipment. Supervisor Rager and Curt Walters will meet and review the Town's liability limits and bring recommendations to the next Board meeting in July.

Uniform Dwelling Code. Dan Huebner spoke on the response of home owners to make inspections after obtaining a building permit. Need to be reminded that it has to be done. Various reasons why they don't. Will add a column for building inspections having been made on the report sent to the Board. Motion by Devine/Rager to seek legal advice as to drafting an ordinance relative to occupancy permitting.

Jake's Borough. Letter from Belken Engineering, Inc., John Belken, concerning the infiltration basin outlet/stone weeper located at the corner of Co Hwy P & Wolfgram Drive. The depth of grade has been a concern to many people. After a meeting at the site with Chairman Carlin, Supervisor Devine, Jim Hall, Ron Steiner, Rob Roth, Brad Millard and John Belken, modifications were proposed. These changes will be implemented upon approval of information given to Engineer Rob Roth by end of this week (June 21). The one year time for completion of this project is near. Motion by Devine/Rager to grant the request for a three month extension of time (Sept). Jim Hall expressed concerns in regard to the culverts needing cleaning and blacktop spots showing signs of stress. A letter from Roth Roth, General Engineering, dated June 17, after a construction site walk-through. The items addressed would not be included in the three month extension for completion of project.

North Woods Fund Raiser - Jeff Aerts. Mr. Aerts is President and CEO of North Woods, Inc. He asked the Board if there were permits or

fees to hold a Charity Auction on August 2, and to host the North Woods Country Market which is in the developing stage. It would include crafts, farm produce and expand to individuals who rent space to sell their wares. It is their intention to make this venture be of good quality. There are no ordinances governing this type of activity in the Town of Pacific.

Road Inspections. Jim Hall is obtaining bids for road construction. Letters were received from neighbors of Charles Valmadrid along Donlin Drive. The letters expressed concern over the length of time Mr. Valmadrid has been in the process of building his home in the subdivision. After a year the lot is not leveled enough to mow and the weeds are quite high, and he has two driveways for his one lot. The county highway department will enforce the 'one driveway per lot' rule. Clerk instructed to send a letter to Commissioner Dey telling him that his lack of follow thru on this issue is not acceptable. Supervisor Devine and Jim Hall met with Highway Commissioner Kurt Dey on being overbilled by the County for roadwork machinery time. Adjustments were made, approximately \$500.

Grothman CSM's Wisconsin Dept of Transportation issued approval for removal of driveway on Nelson/Buzzell CSM. Acting Chairman Devine signed this CSM for recording. June 13 letter from Rob Roth stating his concerns were addressed on the Lubke property drainage issues. Motion by Rager/Devine to approve the Lubke rezone from Commercial to Residential. Clerk expressed concerns about receiving reimbursement for engineering fees from Lubke property owner. Rob Roth will fax a copy of the bill on Wednesday to the Clerk. When a check is received, the CSM will be signed.

Board of Review Minutes. Motion by Devine/Rager to approve.

Minutes of May 20. Motion by Devine/Rager to approve after including in the minutes concerning Annexation - J. Scherneck, Mr. Scherneck would not oppose future annexation of his property by the City of Portage if he were allowed to tie in to the sewer main in front of his home. Supervisor Rager to obtain the by-laws of Saddle Ridge Estates.

Treasurer's Report. Treasurer is still dealing with the direct deposits into US Bank. The change hasn't been completed to make direct deposits into the Community Bank Money Market account. Motion by Devine/Rager to hire Clifton Gunderson CPA for monthly review of Clerk's and Treasurer's books to determine account totals. A monthly meeting with Sheri Springer will be set up. Motion by Rager/Devine to have the Chairman seek legal advice about Town records and if the Town Board has the right to determine what software will be used for accounting. Motion by Devine/Rager to have Clifton Gunderson compile procedure and policy to be used for exchange of accounting information between the Clerk and Treasurer. Clerk and Treasurer shall send their requests for information to Supervisor Devine and this will be passed onto Sheri Springer to develop this procedure.

Current Bills. Motion by Rager/Devine to approve current bills with checks numbered 8067-8091.

Motion by Rager/Devine for Bank Resolution authorizing the Community Bank to process and include Acting Chairman Devine's Signature to Town checks.

Ordinance Book. Motion by Rager/Devine to codify Town ordinances and bring together in standard format. Given to Rob Roth to work on.

Cemetery. Motion by Rager/Devine that a receipt for a grave marker, which can be a small flat stone or metal marker to be placed flush with the ground, or a headstone shall be obtained at time of burial. There has been a concern about burials being made and a marker is never placed.

Fire Dept Issues have been resolved with the Portage Fire Dept billing. Motion by Rager/Devine to send the check being held. Chairman Devine asked for a copy of the Fire Dept contract with the Town. It is a two year contract and comes up for renewal in December.

Assessor's Resignation. Motion by Rager/Devine to accept Nancy Schmidt's resignation from Town Assessor position. Clerk instructed to advertise or send letters to area assessors informing them of the Town's vacancy and ask if they would be interested in this position.

Motion by Devine/Rager to approve Money Market check #1003 for investment purposes.

Liquor Licenses. Motion by Rager/Devine to approve applications by Tim Kopmeyer for the North Star Tavern, Jeffrey Kidd for The Rathskeller, Karin Hall for the Crestwood, Todd Denzer for the Second Shift, Mary Kay Hagen, Agent for Pride of America Campground, and Mahlon Kirk for Saddle Ridge Golf Club.

Operator Licenses. Motion by Rager/Devine to approve applications by James Yonkie, Catherine Fecht, Angella Ullrich, Harlan Hall, Michelle Justice, Jennifer Dziadosz, Ellen Corlett, Maria Peterson, Jane Fehrman, Robert Cupp, Karen Larue, Scott Denzer, Marcia Blazer, Donna Lange, Barbara Broesch, Susan Barreau, William Barreau, Nicole Barreau, Charles Davis, Thomas Steinhaus, Robert Beahm, Julie Kayartz, Mahlon Kirk VI, Meredith Voth, Christopher Bernander, Brenda Dahl, Sara Penkwitz, David Penkwitz, Lori Swanson, Rebecca McFarland, Valerie Miller.

Campground License. motion by Rager/Devine to approve the application by Mary Kay Hagen to operate the Pride of America Campground.

Land Use Agreement with Columbia County. Motion by Rager/Devine to approve and sign the agreement to partner with the Columbia County for the Comprehensive Planning Process.

Motion by Rager/Devine to adjourn. (11:15pm) 6/17/03

Ethel A. Smith, Clerk